

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

&

THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

TUESDAY, THE 25TH SEPTEMBER 2007 / 3RD ASWINA 1929

LA.App.No. 1271 of 2000(C)

&

CROSS OBJECTION

LAR.555/1997 of SUB COURT, KOZHIKODE

APPELLANT/ RESPONDENT:

STATE OF KERALA.

BY GOVERNMENT PLEADER SMT. K.R. DEEPA.

SRI.RAJAN JOSEPH, ADDL.A.G.

RESPONDENT/ CLAIMANT:

**KARIYATTU UNNIYATHAKUTTY AMMA,
P.O. MOKAVOOR ELATHUR VILLAGE,
KOZHIKODE TALUK.**

BY ADV. A.P.CHANDRASEKHARAN

KODOTH PUSHPARAJAN

**THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD
ON 25/09/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

**L.A.A. NO. 1271 OF 2000 &
CROSS OBJECTION**

Dated this the 25th day of September, 2007.

J U D G M E N T

Kurian Joseph, J.

This is an appeal filed against the judgment and decree in L.A.R. No. 555/1997 on the file of Sub Court, Kozhikode. It is seen that the relied on judgments have become final by judgment in L.A.A. Nos. 453/1999 and 410/1999.

2. In the cross objection claimant has a case for valuation at the rate of Rs. 20,000/- per cent. It is seen that the reference court has taken into consideration the available evidence and on proper appreciation of the evidence, the value has been fixed at Rs. 18,000/- per cent. It is also seen that in all the similar cases, the value sustained is either Rs. 18,000/- per cent or below.

For all the above reasons, cross objection also lacks merit. Therefore, the appeal and the cross objection are dismissed.

**KURIAN JOSEPH
JUDGE**

**HARUN-UL-RASHID
JUDGE**

**KURIAN JOSEPH &
HARUN-UL-RASHID, JJ.**

**L.A.A. NO. 1271 OF 2000
&
CROSS OBJECTION**

J U D G M E N T

25.09.2007